

Declaratory Resolution # 622-1929.

For the vacation of that portion of
Broadway from Pearl Street west to
the New York, Chicago & St. Louis
Railroad.

ADOPTED: June 13th, 1929.

Confirmed: July 11, 1929

Prim. Ass. Roll rd. July 11, 1929

" " ~ Appl. Aug. 20, 1929

" " ~ Confirmed: Sept. 26, 1929

COMPLETED

DECLARATORY RESOLUTION
NO. 622-1929.

For the vacation of that portion of Broadway from the north line of Pearl Street produced west, to the south right of way line of the New York, Chicago and St. Louis Railroad.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate that portion of Broadway from the north line of Pearl Street produced west, to the south right of way line of the New York, Chicago and St. Louis Railroad.

All as shown by a plan of such proposed street vacation as above described now on file in the office of the Department of Public Works of said City.

The property which may be injuriously or beneficially affected by the proposed street vacation as above described is described as all lots and lands lying north of Berry Street; east of Van Buren Street; south of Superior Street and west of Fulton Street.

The cost of said street vacation as above described and all expenses connected therewith shall be assessed against the property beneficially affected thereby.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amending thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal annual installments with interest at the rate of five (5) per cent per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property, or for the payment of any bond or bonds, certificate or certificates issued in payment for such property damages, except for such moneys as shall have been actually received by the City from the assessments for such damages to property or such moneys as said City is by said above entitled act required to pay. All proceedings had in the making of said improvements, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All of said streets and alleys and lots and lands affected by the above described street vacation being located in the Southwest Quarter of Section 2, Township 30 North, Range 12 East and lying within the corporate limits of the City of Fort Wayne, Indiana.

Adopted this 13th day of June, 1929.

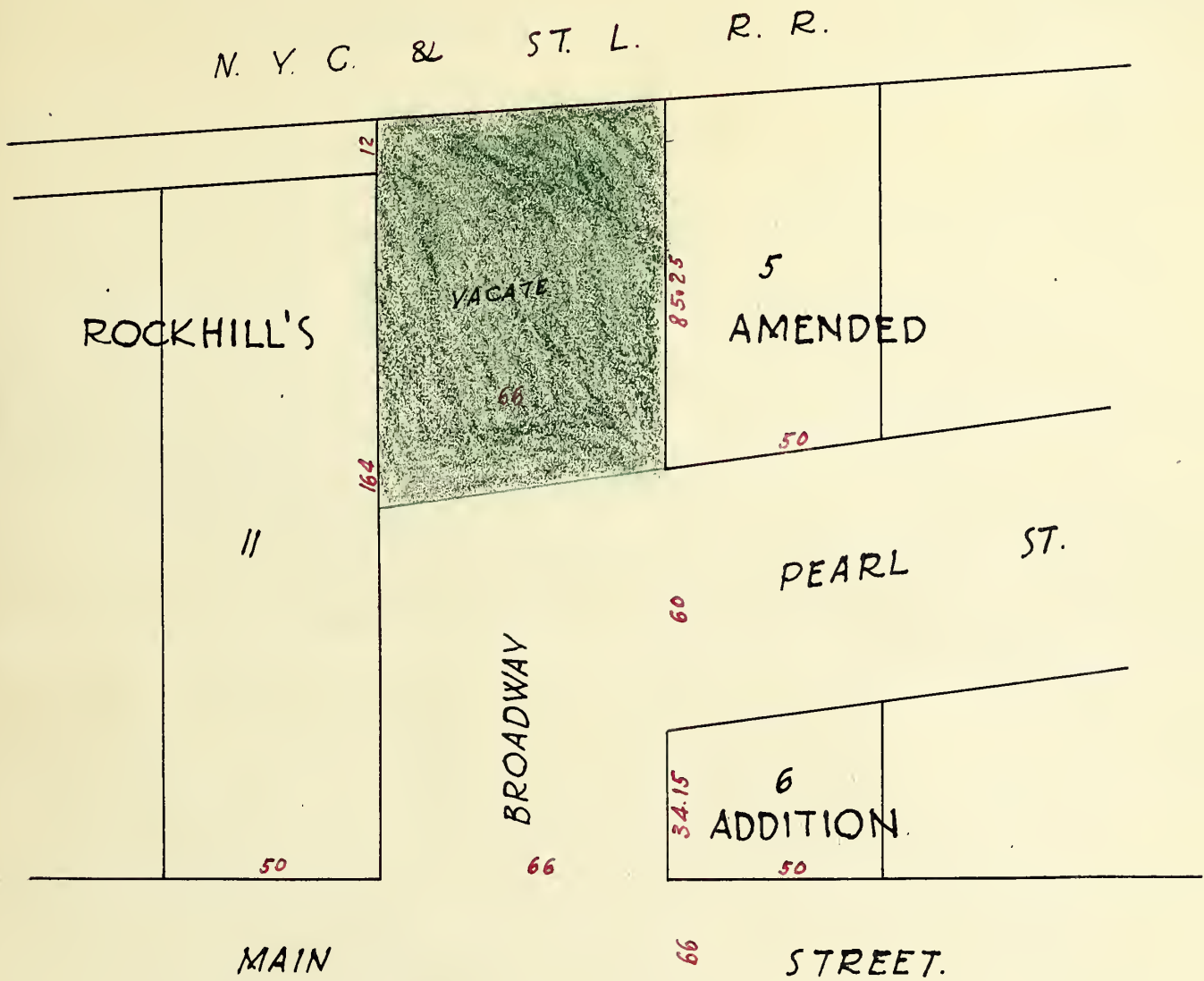
ATTEST:

Agatha E. Dick
Secretary.

Wm. Beck
Wm. H. K.
William C. D. Smith
Board of Public Works.

PLAN OF THE VACATING OF BROADWAY, FROM PEARL STREET
TO THE SOUTH R.O.W. LINE OF THE N.Y.C. & ST. L. R.R.

DEC. RES. N^o 622-1929.



Fort Wayne, Indiana, June 12, 1929.

TO THE HONORABLE BOARD OF PUBLIC WORKS
OF THE CITY OF FORT WAYNE, INDIANA.

THE UNDERSIGNED, a corporation organized and doing business under the laws of the State of Indiana, being the owners of real estate on both sides of Broadway and just South of the right-of-way of the New York, Chicago and St. Louis Railway Company, hereby respectfully petition you for the passage of a resolution providing for the vacation of such part of said Broadway Street, described as follows:-

Beginning at a point at the Northeast corner of Pearl Street and Broadway; thence Southwest to the West line of said Broadway to a point where the North line of Pearl Street if extended across Broadway would intersect; thence North on the West line of Broadway to the right-of-way of the New York, Chicago and St. Louis Railway Company; thence East over and along said right-of-way to where the same intersects the East line of Broadway; thence South along the East line of Broadway 85.25 feet to the place of beginning.

HOFFMAN BROTHERS COMPANY,

By

H. B. Sales
Vice President

No. _____

TO THE HONORABLE BOARD OF
PUBLIC WORKS OF THE CITY OF
FORT WAYNE, INDIANA.

VESEY, SHOAFF & HOFFMAN
ATTORNEYS-AT-LAW
TRI STATE BUILDING
FORT WAYNE, INDIANA